

#40

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:

TORRANCE *et al.*

Serial No.: 09/961,407

Filed: September 25, 2001



Group Art Unit: 1614

BOX: MISSING PARTS

Docket No. 001107.00140

**For: USE OF ISOGENIC HUMAN CANCER CELLS FOR HIGH-THROUGHPUT
SCREENING AND DRUG DISCOVERY**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)
AND ASSERTION OF SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.27(c)(1)**

Assistant Director of Patents
Washington, D.C. 20231
Attn: Box Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application dated October 23, 2001, the Applicants hereby submit the executed declaration for the subject application. Accordingly, it is respectfully requested that a filing date of September 24, 2001, be granted to this application, which is the filing date the original specification and drawings were filed with the Patent and Trademark Office.

Applicants are entitled to small entity status. The Director is authorized to charge \$1,057.00 to Deposit Account No. 19-0733, to cover the following:

\$370.00 - Basic Filing Fee;

\$315.00 - 35 total claims in excess of 20;

\$252.00 - 6 extra independent claims;

\$ 65.00 - Surcharge for late declaration; and

12/28/2001 SZEWDIE1 00000009 190733 09961407

05 FC:215

55.00 CH

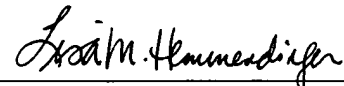
\$55.00 – One month extension of time fee.

It is believed that these fees as calculated are correct. However, if an additional fee is required, please charge Deposit Account No. 19-0733.

Respectfully submitted,

December 27, 2001

By:



Lisa M. Hemmendinger
Registration No. 42,653

Banner & Witcoff, LTD.
Eleventh Floor
1001 G Street, N.W.
Washington, D.C. 2001
(202) 508-9100

PTO FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1,057.00

Complete if Known

Application Number 09/961,407

Filing Date September 25, 2001

First Named Inventor TORRANCE et al.

Examiner Name TBA

Group / Art Unit 1614

Attorney Docket No. 001107.00140

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)	
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:		3. ADDITIONAL FEES	
Deposit Account Number 19-0733		Fee Code	Fee (\$)
Deposit Account Name Banner & Witcoff		Large Entity	Small Entity
<input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17		Fee Code	Fee (\$)
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Fee Description	Fee Paid
2. <input type="checkbox"/> Payment Enclosed:		105 130 205 65	Surcharge - late filing fee or oath 65.00
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other		127 50 227 25	Surcharge - late provisional filing fee or cover sheet.
FEE CALCULATION		139 130 139 130	Non-English specification
1. BASIC FILING FEE		147 2,520 147 2,520	For filing a request for reexamination
Large Entity Small Entity		112 920* 112 920*	Requesting publication of SIR prior to Examiner action
Fee Code Fee (\$)	Fee Description Fee Paid	113 1,840* 113 1,840*	Requesting publication of SIR after Examiner action
101 740 201 370	Utility filing fee 370.00	115 110 215 55	Extension for reply within first month 55.00
106 330 206 165	Design filing fee	116 400 216 200	Extension for reply within second month
107 510 207 255	Plant filing fee	117 920 217 460	Extension for reply within third month
108 740 208 370	Reissue filing fee	118 1,440 218 720	Extension for reply within fourth month
114 160 214 80	Provisional filing fee	128 1,960 228 980	Extension for reply within fifth month
SUBTOTAL (1) (\$370.00)		119 320 219 160	Notice of Appeal
2. EXTRA CLAIM FEES		120 320 220 160	Filing a brief in support of an appeal
Total Claims 55 -20 ** = 35	Extra Claims Fee from below Fee Paid	121 280 221 140	Request for oral hearing
Independent Claims 9 -3 ** = 6	X 9 = 315	138 1,510 138 1,510	Petition to institute a public use proceeding
Multiple Dependent	X 42 = 252	140 110 240 55	Petition to revive - unavoidable
		141 1,280 241 640	Petition to revive - unintentional
Large Entity Small Entity		142 1,280 242 640	Utility issue fee (or reissue)
Fee Code Fee (\$)	Fee Description Fee Paid	143 460 243 230	Design issue fee
103 18 203 9	Claims in excess of 20	144 620 244 310	Plant issue fee
102 84 202 42	Independent claims in excess of 3	122 130 122 130	Petitions to the Commissioner
104 280 204 140	Multiple dependent claim, if not paid	123 50 123 50	Processing fee under 37 CFR 1.17 (q)
109 84 209 42	** Reissue independent claims over original patent	126 180 126 180	Submission of Information Disclosure Stmt
110 18 210 9	** Reissue claims in excess of 20 and over original patent	581 40 581 40	Recording each patent assignment per property (times number of properties)
SUBTOTAL (2) (\$0)		146 740 246 370	Filing a submission after final rejection (37 CFR § 1.129(a))
**or number previously paid, if greater; For Reissues, see above		149 740 249 370	For each additional invention to be examined (37 CFR § 1.129(b))
		179 740 279 370	Request for Continued Examination (RCE)
		169 900 169 900	Request for expedited examination of a design application
		Other fee (specify) _____	
		*Reduced by Basic Filing Fee Paid	
		SUBTOTAL (3) (\$120.00)	

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Lisa M. Hemmendinger	Registration No. Attorney/Agent	42,653
Signature	<i>Lisa M. Hemmendinger</i>	Telephone	202-508-9100
		Date	December 27, 2001

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/961,407	09/25/2001	Chris Torrance	01107.00140

LISA M. HEMMENDINGER
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1001 G STREET, N.W.
WASHINGTON, DC 20001



CONFIRMATION NO. 5508

FORMALITIES LETTER



OC000000006952617

Date Mailed: 10/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/28/2001 SZEWDIE1 00000009 190733 09961407

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 CH
02 FC:202	252.00 CH
03 FC:203	315.00 CH
04 FC:205	65.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1110.
 - \$630 for 35 total claims over 20.
 - \$480 for 6 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1950.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE